

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant

: Rogerio Jun MIZUNO

Group Art Unit: Not Yet Assigned

Appl. No.

: 10/759,208

Examiner: Not Yet Assigned

Filed

: January 20, 2004

For

: ENDOSCOPE PROBE SYSTEM

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## INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and §§1.97-1.98, Applicant calls to the Examiner's attention the following documents:

Japanese Laid-Open Patent Publication No. 2002-277743, which was published on September 25, 2002, together with an English language translation of the same.

Applicant notes that this document is discussed on pages 1 and 2 of the specification;

- U.S. Patent No. 4,634,880 to LINDOW et al., which issued on January 6, 1987;
- U.S. Patent No. 5,120,953 to HARRIS, which issued on June 9, 1992;
- U.S. Patent No. 5,323,009 to HARRIS, which issued on June 21, 1994;
- U.S. Patent No. 5,742,419 to DICKENSHEETS et al., which issued on April 21, 1998;
- U.S. Patent No. 5,907,425 to DICKENSHEETS et al., which issued on May 25, 1999;
- U.S. Patent No. 6,007,208 to DICKENSHEETS et al., which issued on December 28, 1999;

U.S. Patent No. 6,088,145 to DICKENSHEETS et al., which issued on July 11, 2000; and

U.S. Patent No. 6,154,305 to DICKENSHEETS et al., which issued on November 28, 2000.

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Further to the U.S. Patent and Trademark Office's decision to waive the requirement under 37 C.F.R. §1.98 (a)(2)(i), copies of the U.S. patents are not enclosed herewith. However, if any copies are needed, the Examiner is requested to contact the undersigned.

Applicant respectfully requests that the Examiner consider the above material and cite the same. Copies of the above-noted foreign documents are attached and all of the documents have been listed on the attached PTO-1449 Form. The Examiner is requested to initial the appropriate spaces on the attached Form and to return a copy of the Form to the Applicant with the next official communication in the present application to confirm consideration of these documents.

Applicant also brings to the Examiner's attention the following co-pending, commonly assigned patent application:

U.S. Patent Application No. 10/784,220 to MIZUNO, entitled "Confocal Probe," which was filed on February 24, 2004.

In accordance with 37 C.F.R. §1.98 (a)(2)(iii), a copy of the above-noted application is attached hereto. However, the Examiner is also requested to review the file wrapper of this patent application at the U.S. Patent and Trademark Office and the references of record, if any, cited therein.

P24450.A03



Applicant notes that an Office Action on the merits has not issued in the instant application, and thus no fee is believed necessary to ensure consideration of the submitted material. However, if an Office Action on the merits has issued and is crossing this statement in the mail, the undersigned hereby authorizes the Commissioner to charge any fee necessary for the consideration of this statement, including any payment under 37 C.F.R. §1.17 (p), to the undersigned's Deposit Account No. 19-0089.

Should the Examiner have any questions, the Examiner is invited to contact the undersigned at the below-listed telephone number.

Respectfully submitted, Rogerio Jun MIZUNO

Rey, No. 48, 214

Bruce H. Bernstein Reg. No. 29,027

April 20, 2004 GREENBLUM & BERNSTEIN, P.L.C. 1950 Roland Clarke Place Reston, VA 20191 (703) 716-1191

Form PTO-1449	U.S. Department of Commerce Patent and Trademark Office									Atty. Docket No. P24450		Serial No. 10/759,208				
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